

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

**MOHAMMED A. MEMAN,**

Civil Case No. CV 07-1458-HA

Plaintiff,

Agency # A 75 008 398

vs.

Department of Justice, **PETER D. KEISLER**,  
United States Attorney General; Federal Bureau  
of Investigation, **ROBERT S. MUELLER III**,  
Director and **MICHAEL A. CANNON** Chief,  
National Name Check Program; Department of  
Homeland Security, **MICHAEL CHERTOFF**,  
Secretary; and United States Citizenship and  
Immigration Services, **WILLIAM**  
**McNAMEE**, Portland District Director and  
**EMILIO GONZALES**, Director,  
Defendants

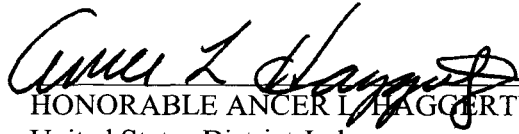
**ORDER OF REMAND WITH  
INSTRUCTIONS**

Based on the joint motion of the parties and the files and records in the case, it is  
HEREBY ORDERED AND ADJUDGED as follows.

1. This matter shall be remanded to the USCIS defendants with instructions to adjudicate Plaintiff's Application for Naturalization, Immigration Form N-400, and, if the application is approved, swear in Plaintiff as a citizen of the United States within 60 days of the date of the order of remand.
2. If, for whatever reason, Plaintiff's Application for Naturalization, Immigration Form N-400, is not adjudicated within 60 days from the date of the order of remand, this Court shall retain jurisdiction to review the matter.

3. All parties waive their rights to appeal this order of remand.
4. This order of remand shall be without prejudice to the right of Plaintiff to apply for attorney fees and costs under the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412(d), and related sections, against the defendants.

Dated this 30 day of Oct, 2007.

  
HONORABLE ANCER L. HAGGERTY  
United States District Judge